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Dated: October 30, 2007      Signature: Brian R. Tomkins  
(Brian R. Tomkins)

**EXPEDITED PROCEDURE**  
Group Art Unit: 3733

Docket No.: SPINE 3.0-447 CONT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: :  
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Ralph et al. :   
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Application No.: 10/771,597 : Group Art Unit: 3733  
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Filed: February 4, 2004 : Examiner: M. C. Hoffman  
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:   
For: INSERTION TOOL FOR USE WITH :   
INTERVERTEBRAL SPACERS :   
:

AMENDMENT UNDER 37 CFR 1.116

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

In response to the Office Action dated October 9, 2007, finally rejecting claims 1-11, please amend the above-identified U.S. patent application as follows: